

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).11573/2006

(From the final judgement and order dated 20/02/2006 in LPA No. 660/2004 of
The HIGH COURT OF DELHI AT N. DELHI)

BRIJBALA

Petitioner(s)

VERSUS

MUNICIPAL CORPN.OF DELHI

Respondent(s)

(With office report)
(For final disposal)

Date: 22/01/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. MATHUR
HON'BLE MR. JUSTICE B. SUDERSHAN REDDY

For Petitioner(s)

Mr. Anuj Aggarwal, Adv.
Mr. M.N. Singh, Adv.
Mr. Pranab Kumar Mullick, Adv.

For Respondent(s)

Mr. Sanjeev Sen, Adv.
Mr. Praveen Swarup, Adv.
Mr. Harendra Singh, Adv.
Ms. Juhi Qoordusi, Adv.

UPON hearing counsel the Court made the following
ORDER

Leave granted.

The appeal is disposed of in terms of the signed order.

(Sukhbir Paul Kaur)
Court Master

(Vijay Aggarwal)
Court Master

(Signed Order is placed on the file)
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.604 OF 2008
(Arising out of SLP(C) No.11573 of 2006)

BRIJBALA

Appellant(s)

Versus

MUNICIPAL CORPN. OF DELHI

Respondent(s)

ORDER

We have heard learned counsel for the parties.

Leave granted.

This appeal by special leave is directed against the judgment and order dated 20.2.2006 passed by the Division Bench of the High Court of Delhi at New Delhi in Letters Patent Appeal No.660 of 2004 whereby the Division Bench of the High Court allowed the writ appeal and set aside the judgment of the learned Single Judge dated 9.9.2003 as well as the order in the Review Application dated 20.2.2004 as also the award of the Industrial Tribunal dated 1.7.1999.

Having regard to the facts and circumstances of the case we uphold the judgment and order dated 20.2.2006 passed by the High Court but we direct that whatever

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money has been drawn by the widow shall not be recovered from her because it will be unfair and inequitable. This appeal is accordingly, disposed of with the above observations.

.....J.
(A.K.MATHUR)

.....J.
(B. SUDERSHAN REDDY)

New Delhi,
January 22, 2008